Form 27 - GENERAL PURPOSE

DONALD R. LOMAX P.C.

U.S. SOUTHERN DIST. COURT NEW YORK COUNTY

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Index No. 07 CV 11420

MARVIN FRANK, INDIVIDUALLY AND ON plaintiff

Date Filed ......

BEHALF OF A CLASS

- against -

Office No.

B.R. GUEST

defendant

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK

:SS:

HARRY TORRES being duly sworn, deposes and says: I am over 18 years of age, not a party to this action, and reside in the State of New York.

That on the 22nd day of January, 2008 at 02:03 PM.,

at

206 SPRING STREET, 5TH FLR

NEW YORK, NY 10012

I served a true copy of the

SUMMONS AND COMPLAINT

upon B.R. GUEST

the DEFENDANT therein named,

by delivering to, and leaving personally with

VERONICA VELEZ, MANAGING AGENT

a true copy of each thereof.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the aforesaid service as follows:

SEX: FEMALE COLOR: TAN HAIR: BLACK

APP. AGE: 25

APP. HT: 5:6 APP. WT: 200

OTHER IDENTIFYING FEATURES:

Sworn to before me this

25th day of January, 2008k

JOEL GOLUB

Notary Public,

No.01G04751136

Qualified in NASSAU COUNTY Commission Expires 12/31/2009 HARRY TORKE\$ 0915257

AETNA CENTRAL JUDICIAL SERVICES

225 BROADWAY, SUITE 1802

NEW YORK, NY, 10007 Reference No: 7DRL107386